

Message Text

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ACTION IO-13

INFO OCT-01 ADP-00 OIC-04 COA-02 AF-10 ARA-11 EA-11 EUR-25

NEA-10 RSC-01 CIAE-00 DODE-00 PM-09 H-02 INR-09 L-03

NSAE-00 NSC-10 PA-03 PRS-01 SS-14 USIA-12 EB-11

COME-00 INT-08 ACDA-19 AEC-11 OST-04 SCI-06 GAC-01

CEQ-02 OMB-01 RSR-01 AGR-20 CG-00 DOTE-00 NSF-04

JUSE-00 FMC-04 /243 W

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R 161327 Z MAR 73

FM USMISSION USUN NY

TO SECSTATE WASHDC 7025

UNCLAS USUN 0905

E. O. 116 52: N/A

TAGS: PBOR, UN

SUBJECT: LOS - WORKING GROUP - 8 TH AND 9 TH MEETINGS,
MARCH 14

1. WORKING GROUP (WG) CONTINUED WITH CONSIDERATION OF ARTICLE XI (PRESERVATION OF THE AREA EXCLUSIVELY FOR PEACEFUL PURPOSES). SOVIET DEL STATED ARTICLE HAS GREAT IMPORTANCE. SEABED, HE STATED, SHOULD BE USED EXCLUSIVELY FOR PEACEFUL PURPOSES AND MILITARY USES SHOULD BE PROHIBITED. HE NOTED THAT SEABED COMMITTEE WOULD HAVE DIFFICULTY IN DEALING WITH DISARMAMENT ISSUES AND IT IS NOT ITS TASK TO CONSIDER CONCRETE ASPECTS OF DISARMAMENT OR SPECIFIC PROHIBITIONS AND HE URGED THAT TREATY INCLUDE GENERAL PROVISION ON INADMISSABILITY OF MILITARY ACTIVITY ON SEABED. U. S. REP URGED THAT, SINCE ARTICLE WAS SENSITIVE, WG NOT ATTEMPT TO MAKE CHANGED IN IT WHICH SHOULD BE LEFT AS IS WITH BRACKETED LANGUAGE. CHINA MADE BRIEF STATEMENT TO EFFECT THAT EMPLACEMENT OF ALL WEAPONS SHOULD BE PROHIBITED. AFTER A FEW FURTHER BRIEF COMMENTS, WG AGREED TO LEAVE UNCLASSIFIED

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ARTICLE XI UNCHANGED.

2. WG AGREED WITHOUT FURTHER DEBATE ON ARTICLE IX (RENUMBERED 6 AND RENAMED " GENERAL CONDUCT IN THE AREA AND IN RELATION TO THE AREA") USING TWO ALTERNATE TEXTS AGREED TO IN INFORMAL WORKING GROUP IN MORING. SOVIET DEL HAD GREED AT THAT MEETING TO DROP INSISTENCE OR REFERENCE TO COLONIALISM DECLARATION AND TO " DIFFERENT SOCIAL SYSTEMS" IN PHRASE " PEACEFUL COEXISTENCE OF STATES WITH DIFFERENT SOCIAL SYSTEMS."

3. REMAINDER OF WG TIME DEVOTED TO CONSIDERATION OF ARTICLE XII (" WHO MAY EXPLOIT THE SEABED"). THIS LED TO FULL- SCALE POLITICAL DEBATE ON POWERS OF INTERNATIONAL AUTHORITY. WG GENERALLY AGREED THERE SHOUDLD BE SET FORTH CLEAR ALTERNATIVE DRAFT ARTICLES REFLECTING VARIOUS POINTS OF VIEW.

4. U. S. PROPOSED TEXT OF FIRST PARA OF ARTICLE XII. PERU PROPOSED FOLLOWING TEXT (AS AMENDED DURING DEBATE). " ALL ACTIVITIES OF SCIENTIFIC RESEARCH AND EXPLORATION OF THE AREA AND EXPLOITATION OF THE RESOURCES AND OTHER RELATED ACTIVITIES SHALL BE CONDUCTED BY THE AUTHORITY DIRECTLY OR, IF THE AUTHORITY SO DETERMINES, THROUGH SERVICE CONTRACTS OR IN ASSOCIATION WITH PERSONES NATURAL OR JURIDICAL."

5. INDIA PROPOSED THIRD ALTERNATIVE WHICH IT CLAIMED WAS INTERMEDIATE PROPOSAL BETWEEN THAT OF U. S. AND PERU: " ALL EXPLORATION AND EXPLOITATION ACTIVITIES IN THE AREA SHALL BE CONDUCTED BY THE AUTHORITY EITHER DIRECTLY OR IN SUCH OTHER MANNER AS IT MAY FROM TIME TO TIME DETERMINE. 8* 85 :9, 8\$34 IT APPROPRIATE AND SUBJECT TO SUCH TERMS AND CONDITIONS AS IT MAY DETERMINE, THE AUTHORITY MAY DECIDE TO GRANT LICENSES FOR SUCH ACTIVITIES TO A CONTRACTING PARTY OR GROUP OF CONTRACTING PARTIES OR THROUGH THEM TO NATURAL OR JURIDICAL PERSONS UNDER ITS OR THEIR AUTHORITY OR SPONSORSHIP, INCLUDING MULTINATIONAL CORPORATIONS OR ASSOCIATIONS. LICENSES MAY ALSO BE ISSUED FOR THIS PURPOSE TO INTERNATIONAL ORGANIZATIONS ACTIVE IN THE FIELD, AT THE DISCRETION OF THE AUTHORITY." IN RESPONSE TO QUERIES FROM OTHER DELS, INDIA INSISTED UNCLASSIFIED

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THAT ITS PORPOSAL DIFFERED IN MORE THAN DETAIL FORM THAT OF PERU.

6. CHILE AND ALGERIA EXPRESSED SUPPORT FOR PERUVIAN DRAFT. IRAQ SUGGESTED INDIAN AND PERUVIAN DRAFTS COULD BE COMBINED. CANADA SAID THER WAS ANOTHER ALTERNATIVE: PERMITTING AUTHORITY AT SOME FUTURE DATE TO ENGAGE IN SEABED EXPLORATION AND PROPOSED ADDITIONAL SENTENCE TO ADD TO FIRST PARAGRAPH OF ARTICLE XIII: " THE

AUTHORITY MAY DECIDE, WITHIN THE LIMITS OF ITS FINANCIAL
AND TECHNOLOGICAL RESOURCES, TO CONDUCT SUCH ACTIVITIES."
KUWAIT, NIGERIA AND SENEGAL SPOKE IN FAVOR OF INDIAN
LANGUAGE. U. S. SAID RANGE OF ALTERNATIVES IS NOT
BALANCED: INDIAN PROPOSAL NO REAL COMPROMISE BECAUSE
IT GIVES AUTHORITY AN EXCLUSIVE RIGHT TO EXPLOIT.
TANZANIAN REP, SPEAKING FOR FIRST TIME, AGREED WITH
U. S. ANALYSIS OF POSITIONS PREVAILING IN GROUP, BUT
SUPPORTED INDIAN PROPOSAL AS CLOSEST TO TANZANIAN DRAFT
TREATY.

END TEXT
PHILLIPS

UNCLASSIFIED

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Message Attributes

Automatic Decaptioning: X
Capture Date: 02 APR 1999
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 16 MAR 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973USUNN00905
Document Source: ADS
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: n/a
Film Number: n/a
From: USUN NY
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730347/abqcdxuf.tel
Line Count: 124
Locator: TEXT ON-LINE
Office: n/a
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: shawdg
Review Comment: n/a
Review Content Flags:
Review Date: 07 SEP 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <07-Sep-2001 by maustmc>; APPROVED <30-Jan-2002 by shawdg>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: LOS - WORING GROUP - 8 TH AND 9 TH MEETINGS, MARCH 14
TAGS: PBOR, UN
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005